

Amendment
Application Filed: February 15, 2007
Serial No: 10/561,352

REMARKS

Claims 1 through 24 have been cancelled. Claims 25 through 32 remain in the patent application. Claim 25 is in independent form.

The Examiner has objected to the title of the patent application. Applicant has amended the title to be more descriptive of the invention without adding new matter. Therefore, Applicant respectfully traverses this objection.

The Examiner states that the references cited in the Information Disclosure Statement were not considered because English abstracts were not provided. Applicant requests that the Examiner cite the appropriate United States Code, Code of Federal Regulation and/or MPEP section or sections that require an English abstract of every foreign reference. Applicant submitted an Information Disclosure Statement and a completed Form PTO/SB/08A on November 16, 2007. In the Information Disclosure Statement, there is a concise statement of the relevance of each reference and an appropriate summary of each translation. These are provided pursuant to 37 CFR 1.98(a)(3)(i) and (ii). Therefore, Applicant strongly objects to the Examiner's assertion that Applicant failed to comply with the requirements of the Information Disclosure Statement and asks the Examiner to consider each and every reference cited and discussed therein.

Claim 25 stands rejected under 35 U.S.C. §102(b) as being anticipated by a United States patent application having publication number 2002/0080506 (the '506 reference). Applicant respectfully traverses this rejection.

The '506 reference discloses a exterior rearview mirror having a mirror housing 2 having a mirror housing framing 4, a mirror housing cover 5 and a mirror element 6. A holder tube 10 extends through the mirror housing cover 5. The mirror housing 2 is held in place by

Amendment

Application Filed: February 15, 2007

Serial No: 10/561,352

means of a friction grip created by a plurality of hooks 18 that lock in place when a portion of the hooks 18 extends through hook openings 22 (only one disclosed). “As one can see in FIGS. 2 and 4, ***the part 20 of the clamping bracket 12 is connected to the mirror housing framing 4 by means of four screw connections 24,***” (Paragraph [0020], emphasis added).

Claim 25, as amended to clarify the invention, claims a mirror housing defining an opening (6) and an insertion opening (7). Because the mirror housing includes both of these openings, both are on the exterior thereof. The mirror housing includes a mirror mounting bracket (3) fixedly securable to the motor vehicle and insertable into the mirror housing (2) through the insertion opening (7). The mirror mounting bracket (3) is secured to the housing by a snap-in tongue (15) that extends out from a back wall (5) to lock the mirror mounting bracket (3) therein such that the mirror housing (2) is fixedly secured to the motor vehicle.

While the '506 reference discloses a mirror assembly secured to a tube 10, it does not disclose a mirror assembly that includes a mounting bracket that is snap fit to the mirror housing. The '506 reference requires additional hardware, i.e., a tube 10 and a clamping bracket 12. In addition, the clamping bracket 12 is secured to the mirror housing frame using four screws.

In contradistinction, claim 25, as amended to clarify the invention, claims a single mounting bracket that is secured to the mirror housing via a snap-in tongue. There is no extra tube included or required to which the mounting bracket is wrapped about. The mounting bracket is not secured to a backing plate with four screws. And the mounting bracket is secured to the motor vehicle, eliminating the need for any tube. Therefore, claim 25, and all claims depending therefrom, overcome this rejection.

It is respectfully submitted that this patent application is in condition for allowance, which allowance is respectfully solicited. If the Examiner has any questions regarding this amendment or patent application, the Examiner is invited to contact the undersigned.

Amendment

Application Filed: February 15, 2007

Serial No: 10/561,352

The Commissioner is hereby authorized to charge any additional fee associated with this Communication to Deposit Account No. 50-0852.

Respectfully submitted,

/david j simonelli/

David J. Simonelli, (Reg. No. 36,680)
Reising Ethington Barnes Kisselle, P.C.
P.O. Box 4390
Troy MI 48099-4390
(248) 689-3500

Date: December 10, 2008

Attorney Docket No: 7742.3011.001